

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1347 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 7.1-3-2-7 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. The holder of a
- 5 brewer's permit or an out-of-state brewer holding either a primary
- 6 source of supply permit or an out-of-state brewer's permit may do the
- 7 following:
- 8 (1) Manufacture beer.
- 9 (2) Place beer in containers or bottles.
- 10 (3) Transport beer.
- 11 (4) Sell and deliver beer to a person holding a beer wholesaler's
- 12 permit issued under IC 7.1-3-3.
- 13 (5) If the brewer's brewery manufactures not more than twenty
- 14 thousand (20,000) barrels of beer in a calendar year, do the
- 15 following:
- 16 (A) Sell and deliver beer to a person holding a retailer or a
- 17 dealer permit under this title.
- 18 (B) Be the proprietor of a restaurant.
- 19 (C) Hold a beer retailer's permit, a wine retailer's permit, or a
- 20 liquor retailer's permit for a restaurant established under clause
- 21 (B).
- 22 (D) Transfer beer directly from the brewery to the restaurant
- 23 by means of:
- 24 (i) bulk containers; or

- 1 (ii) a continuous flow system.
- 2 (E) Install a window between the brewery and an adjacent
- 3 restaurant that allows the public and the permittee to view both
- 4 premises.
- 5 (F) Install a doorway or other opening between the brewery
- 6 and an adjacent restaurant that provides the public and the
- 7 permittee with access to both premises.
- 8 (G) Sell the brewery's beer by the glass for consumption on the
- 9 premises. Brewers permitted to sell beer by the glass under
- 10 this clause must furnish the minimum food requirements
- 11 prescribed by the commission.
- 12 **(H) Sell the brewery's beer as authorized by this section for**
- 13 **carryout on Sunday.**
- 14 (6) If the brewer's brewery manufactures more than twenty
- 15 thousand (20,000) barrels of beer in a calendar year, own a
- 16 portion of the corporate stock of another brewery that:
- 17 (A) is located in the same county as the brewer's brewery;
- 18 (B) manufactures less than twenty thousand (20,000) barrels
- 19 of beer in a calendar year; and
- 20 (C) is the proprietor of a restaurant that operates under
- 21 subdivision (5).
- 22 (7) Sell and deliver beer to a consumer at the plant of the brewer
- 23 or at the residence of the consumer. The delivery to a consumer
- 24 shall be made only in a quantity at any one (1) time of not more
- 25 than one-half (1/2) barrel, but the beer may be contained in bottles
- 26 or other permissible containers.
- 27 (8) Provide complimentary samples of beer that are:
- 28 (A) produced by the brewer; and
- 29 (B) offered to consumers for consumption on the brewer's
- 30 premises.
- 31 (9) Own a portion of the corporate stock of a sports corporation
- 32 that:
- 33 (A) manages a minor league baseball stadium located in the
- 34 same county as the brewer's brewery; and
- 35 (B) holds a beer retailer's permit, a wine retailer's permit, or a
- 36 liquor retailer's permit for a restaurant located in that stadium.
- 37 (10) For beer described in IC 7.1-1-2-3(a)(4):
- 38 (A) may allow transportation to and consumption of the beer
- 39 on the licensed premises; and

- 1 (B) may not sell, offer to sell, or allow sale of the beer on the
- 2 licensed premises.".
- 3 Renumber all SECTIONS consecutively.  
(Reference is to HB 1347 as printed February 20, 2007.)

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Representative Pierce